

AMENDED IN SENATE APRIL 17, 2006

**SENATE BILL**

**No. 1803**

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**Introduced by Senator Florez**

February 24, 2006

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An act to amend Section 10001 of the Public Utilities Code, relating to public utilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 1803, as amended, Florez. Public utilities: municipal corporations: wireless local *and wide* area network communications.

Existing law authorizes any municipal corporation to acquire, construct, own, operate, or lease any public utility. For these purposes, "public utility" means to supply the municipal corporation alone or together with its inhabitants, or any portion of its inhabitants, with water, light, heat, power, sewage collection, treatment, or disposal for sanitary or drainage purposes, transportation of persons or property, means of communication, or means of promoting the public convenience.

This bill would *replace the term "power" with "electricity" and would provide that the term "means of communication" includes a communications system employing wireless local, metropolitan, or wide area network communication technology utilizing certain industry standards.*

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Section 10001 of the Public Utilities Code is amended to read:

10001. “Public utility” as used in this article, means the supply of a municipal corporation alone or together with its inhabitants, or any portion thereof, with ~~water, light, heat, power, sewage collection, treatment, or disposal for sanitary or drainage purposes, transportation of persons or property, means of communication, including a communications system employing wireless local area network communication technology, or means of promoting the public convenience.~~ *any of the following:*

(a) *Electricity.*

(b) *Heat.*

(c) *Light.*

(d) (1) *Means of communication.*

(2) *For purposes of this subdivision, “means of communication” includes a communications system employing wireless local, metropolitan, or wide area network communications technology utilizing Institute of Electrical and Electronics Engineers standard 802.11, also known as Wi-Fi®, or standard 802.16, commonly know as Worldwide Interoperability for Microwave Access or WiMAX, or both.*

(e) *Means of promoting the public convenience.*

(f) *Sewage collection, treatment, or disposal for sanitary or drainage purposes.*

(g) *Transportation of persons or property.*

(h) *Water.*